

DEC 18 2003

OFFICIAL

Docket No. VOS-12 CON

IN RE U.S. PATENT APPLICATION NUMBER 09/558,284

TRANSMITTAL COVER LETTER FOR FACSIMILE TRANSMISSION

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Attention: Examiner Cynthia E. Collins

TELECOPIER NUMBER: (703) 308-4242

THE SENDER IS: Li Su

Registration No. 45,141  
c/o FISH & NEAVE  
1251 Avenue of the Americas  
New York, New York 10020  
Tel.: (212) 596-9000  
Fax: (212) 597-9090

CLIENT NO. 003700.0002

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DEC 18 2003

OFFICIAL

Docket No. VOS-12 (ON

REV. 04/03  
For Other Than A Small Entity

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Uwe Sonnewald et al.  
Application No. : 09/558,284 Confirmation No.: 8936  
Filed : April 25, 2000  
For : 2-DEOXYGLUCOSE-6-PHOSPHATE (2-DOG-6-P) PHOSPHATASE DNA SEQUENCES AS SELECTION MARKER IN PLANTS  
Examiner : Cynthia E. Collins  
Group : 1638

Mail Stop AF  
Hon. Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

New York, New York  
December 18, 2003

TRANSMITTAL LETTER

Sir:

Transmitted herewith: [ ] a Declaration; [ ] a Supplemental Declaration; [ ] a Power of Attorney; [ ] an Associate Power of Attorney; [X] Second Supplemental Amendment and Reply to Final Office Action; [X] Petition For Extension of Time (in duplicate); to be filed in the above-identified patent application.

FEE FOR ADDITIONAL CLAIMS

☒ A fee for additional claims is not required.

☐ A fee for additional claims is required.

The additional fee has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR		PRESENT EXTRA	RATE	ADDITIONAL FEES
TOTAL CLAIMS	20	-	36	=	0	X \$ 18 =	\$ 0.00
INDEPENDENT CLAIMS	2	-	19	=	0	X \$ 86 =	\$ 0.00
FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM						+ \$290 =	\$ 0.00

\* If less than 20, insert 20. TOTAL \$0.00

\*\* If less than 3, insert 3.

☐ A check in the amount of \$\_\_\_\_\_ in payment of the filing fee is transmitted herewith.

☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 C.F.R. § 1.16, in connection with the paper(s) transmitted herewith, or credit any overpayment of same, to deposit Account No. 06-1075. A duplicate copy of this transmittal letter is transmitted herewith.

☐ Please charge \$\_\_\_\_\_ to Deposit Account No. 06-1075 in payment of the filing fee. A duplicate copy of this transmittal letter is transmitted herewith.

EXTENSION FEE

☒ The following extension is applicable to the Response filed herewith; ☐ \$110.00 extension fee for response

within first month pursuant to 37 C.F.R. § 1.136(a);  
[ ] \$420.00 extension fee for response within second  
month pursuant to 37 C.F.R. § 1.136(a); [ ] \$950.00  
extension fee for response within third month pursuant to  
37 C.F.R. § 1.136(a); [ ] \$1,480.00 extension fee for  
response within fourth month pursuant to 37 C.F.R.  
1.136(a); [X] \$2,010.00 within fifth month pursuant to  
37 C.F.R. § 1.136(a).

[ ] A check in the amount of [ ] \$110.00; [ ] \$420.00;  
[ ] \$950.00; [ ] \$1,480.00; [ ] \$2,010.00 in payment of  
the extension fee is transmitted herewith.

[X] The Director is hereby authorized to charge payment of  
any additional fees required under 37 C.F.R. § 1.17 in  
connection with the paper(s) transmitted herewith, or to  
credit any overpayment of same, to Deposit Account No.  
06-1075. A duplicate copy of this transmittal letter is  
transmitted herewith.

[X] Please charge the [ ] \$110.00; [ ] \$420.00; [ ] \$950.00;  
[ ] \$1,480.00; [ ] \$2,010.00; extension fee; [X] \$520  
[Difference in extension fee: \$2,010-\$1,480 (previously  
paid for on November 20, 2003)= \$520] to Deposit Account  
No. 06-1075; . A duplicate copy of this transmittal  
letter is transmitted herewith.



Jane T. Gunnison (Reg. No. 38,479)  
Attorney for Applicants  
Li Su (Reg. No. 45,141)  
Agent for Applicants  
c/o FISH & NEAVE  
1251 Avenue of the Americas  
New York, New York 10020-1105  
Tel.: (212) 596-9000

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PATENTS

Attorney Docket No. VOS-12 CON

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DEC 18 2003

Applicants : Uwe Sonnewald et al.  
Application : 09/558,284 Confirmation No. : 8936  
No.  
Filed : April 25, 2000  
For : 2-DEOXYGLUCOSE-6-PHOSPHATE (2-DOG-6-P)  
PHOSPHATASE DNA SEQUENCES AS SELECTION  
MARKER IN PLANTS  
Examiner : Cynthia E. Collins  
Group : 1638

New York, New York  
December 18, 2003

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

PETITION FOR EXTENSION OF TIME

Applicants filed a Reply to the November 20, 2002  
Final Office Action on May 20, 2003, a Notice of Appeal on  
May 20, 2003 and a Supplemental Amendment and Reply to  
Office Action on November 20, 2003 in the above-identified  
application. Pursuant to 37 C.F.R. § 1.136(a), applicants  
hereby petition to submit a Second Supplemental Amendment  
and Reply to the November 20, 2002 Final Office Action

within the fifth month. With the extension, a response is due on or before December 22, 2003<sup>1</sup>.

The fee required under 37 C.F.R. § 1.17(a)(5) is \$2,010. However, applicants had petitioned for a four-month extension of time and paid the \$1,480 fee required under 37 C.F.R. § 1.17(a)(4) when submitting the Supplemental Amendment and Reply to Office Action on November 20, 2003. Thus, the outstanding fee due for the extension is  $\$2,010 - \$1,480 = \$520$ .

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<sup>1</sup> The deadline for reply is December 20, 2003, which falls on a Saturday. According to 37 C.F.R. §1.7 (a), the action may be taken on the next succeeding business day, which is December 22, 2003.

The Director is hereby authorized to charge payment of the \$520 fee required or any additional extension fees that may be due or to credit any overpayment of same, to Deposit Account No. 06-1075. A duplicate copy of this Petition is enclosed herewith.

Respectfully submitted,



---

Jane T. Gunnison (Reg. No. 38,479)

Attorney for Applicants

Li Su (Reg. No. 45,141)

Agent for Applicants

c/o FISH & NEAVE

Customer No. 1473

1251 Avenue of the Americas

New York, New York 10020-1105

Tel.: (212) 596-9000

Fax: (212) 596-9090